

DATE FILED & POSTED

Posted On: 5-6-2026

Removed On: 6-11-2026

Receipt No: 36-050162026-280

Notice of Determination

Appendix D

To:

Office of Planning and Research
U.S. Mail: Street Address:
P.O. Box 3044 1400 Tenth St., Rm 113
Sacramento, CA 95812-3044 Sacramento, CA 95814

County Clerk
County of: San Bernardino County Clerk
Address: 385 N. Arrowhead Ave
San Bernardino, CA 92415

From:

Public Agency: City of Hesperia
Address: 9700 Seventh Avenue
Hesperia, CA 92345
Contact: Leilani Henry, Associate Planner
Phone: (760) 947-1231

Lead Agency (if different from above):
Address:
Contact:
Phone:

SUBJECT: Filing of Notice of Determination in compliance with Section 21108 or 21152 of the Public Resources Code.

State Clearinghouse Number (if submitted to State Clearinghouse): 2026010656

Project Title: Hesperia Phelan (CUP24-00012)

Project Applicant: Au Energy, LLC

Project Location (include county): City of Hesperia in San Bernardino County, California

Project Description:

Au Energy, LLC proposes to construct and operate a 5,915-square-foot convenience store, five fuel islands (10 pumps total) beneath a 4,080-square-foot canopy, and a 1,968-square-foot automated car wash tunnel on an approximately 115,870-square-foot (2.66-acre) site. In addition, the Project includes improvements to U.S. Highway 395 and the traffic signal on the northwestern corner of the Phelan Road and U.S. Highway 395 intersection.

This is to advise that the City of Hesperia has approved the above (Lead Agency or Responsible Agency)

described project on May 5, 2026 and has made the following determinations regarding the above described project.

- 1. The project [] will [x] will not] have a significant effect on the environment.
2. [] An Environmental Impact Report was prepared for this project pursuant to the provisions of CEQA. [x] A Negative Declaration was prepared for this project pursuant to the provisions of CEQA.
3. Mitigation measures [x] were [] were not] made a condition of the approval of the project.
4. A mitigation reporting or monitoring plan [] was [x] was not] adopted for this project.
5. A statement of Overriding Considerations [] was [x] was not] adopted for this project.
6. Findings [x] were [] were not] made pursuant to the provisions of CEQA.

This is to certify that the final EIR with comments and responses and record of project approval or the negative Declaration, is available to the General Public at:

9700 Seventh Avenue, Hesperia, California, 92345

Signature (Public Agency): [Signature] Title: Leilani Henry, Associate Planner

Date: May 5, 2026 Date Received for filing at OPR:

SAN BERNARDINO COUNTY CLERK OF THE BOARD OF SUPERVISORS 2026 MAY -6 PM 12:50 CALIFORNIA